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Tarrant County Texas

Official Public Records

2/16/2010 3:47 PM

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NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**AMENDMENT AND RATIFICATION OF OIL AND GAS LEASE  
AND MEMORANDUM OF OIL AND GAS LEASE**

STATE OF TEXAS       §  
                                  §  
COUNTY OF TARRANT §

KNOW ALL MEN BY THESE PRESENTS:

Reference is here made to the following Oil and Gas Lease ("said Lease") covering lands in Tarrant County, Texas, to wit:

Oil and Gas Lease dated March 11, 2008, between **Dunlap Exploration, Inc., a Texas Corporation**, as Lessor and **XTO ENERGY INC.**, as Lessee, recorded by Memorandum of Lease as instrument D208133755 in the Official Public Records of Tarrant County, Texas.

**NOW THEREFORE**, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned parties, Lessor and Lessee, do hereby amend Paragraph 10 of said Lease as follows, to wit:

Notwithstanding anything to the contrary in this lease, Lessee shall not enter upon the surface of, cross over, place any structure or building upon or conduct any operations on the leased premises. Lessee shall only develop the leased premises by pooling, as provided herein, or by directional or horizontal drilling commenced from a surface location on other lands.

The undersigned Lessor hereby ratifies and confirms said Lease, and agrees and declares that said Lease, and all of its terms and provisions, as amended hereby, is binding on its successors and assigns, and is a valid and subsisting oil and gas lease; and Lessor does hereby lease, demise and let the lands described in said Lease as recorded to Lessee, its successors and assigns, in accordance with all of the terms of said Lease, as amended hereby and is effective as of March 11, 2008, date of the Lease.

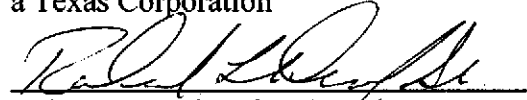
DATED the 4<sup>th</sup> day of February, 2010.

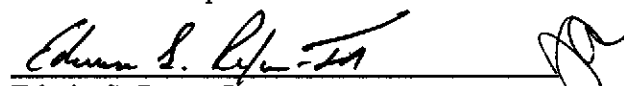
LESSOR:

LESSEE:

Dunlap Exploration, Inc.,  
a Texas Corporation

XTO ENERGY INC.  
a Delaware corporation

  
Robert F. Dunlap, Sr., President

  
Edwin S. Ryan, Jr.,  
Senior Vice President-Land Administration

Address: P. O. Box 3415  
Fort Worth, Texas 76107

**CORPORATE ACKNOWLEDGMENT**

STATE OF TEXAS       §  
COUNTY OF TARRANT   §

This instrument was acknowledged before me on the 4<sup>th</sup> day of February, 2010 by Robert F. Dunlap, Sr., as President of Dunlap Exploration, Inc., a Texas Corporation acting on behalf of said corporation.

(Seal)

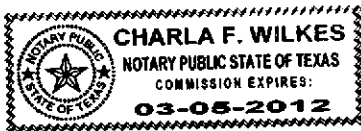


Marilyn Shelton  
Notary Public, State of Texas

**CORPORATE ACKNOWLEDGMENT**

STATE OF TEXAS  
COUNTY OF TARRANT

This instrument was acknowledged before me on the 10<sup>th</sup> day of February, 2010 by Edwin S. Ryan, Jr., Senior Vice President-Land Administration of XTO Energy Inc., a Delaware corporation, on behalf of said corporation.



Charla F. Wilkes  
Notary Public, State of Texas

Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137